

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

Joseph E. Allen, #1137,)	C/A No.: 3:16-1912-MBS
)	
Plaintiff,)	
)	
vs.)	
)	ORDER
Sled Agency, S.C.; Lexington County)	
Sheriff's Department; Sowards, BD;)	
Mercle, M.S. (E72474); Dukes, S.R.; and)	
Neal Nelson,)	
)	
Defendants.)	
)	

Joseph E. Allen ("Plaintiff"), proceeding pro se, filed this action alleging a violation of his constitutional rights. On June 15, 2016, the court ordered Plaintiff to pay the \$350 filing fee or complete the enclosed Application to Proceed Without Prepayment of Fees and Affidavit (Form AO 240) and to provide the service documents necessary to advance his case. [ECF No. 4]. Plaintiff was warned that the failure to provide the necessary information within a specific time period would subject the case to dismissal. *Id.* Plaintiff did not file a response. The court issued a second order on July 15, 2016, asking Plaintiff to pay the \$350 filing fee or complete the enclosed Form AO 240 and to provide the service documents necessary to advance his case. [ECF No. 9]. Plaintiff was warned that the failure to provide the necessary information within a specific time period would subject the case to dismissal. *Id.* The time for response expired on August 8, 2016, and Plaintiff did not file a response. As Plaintiff has failed to prosecute this case and has failed to comply with an order of this Court, the case is **dismissed without prejudice** pursuant to

Rule 41 of the Federal Rules of Civil Procedure. *See Link v. Wabash R.R. Co.*, 370 U.S. 626 (1962).

IT IS SO ORDERED.

/s/ Margaret B. Seymour
Senior United States District Judge

Columbia, South Carolina

September 7, 2016

NOTICE OF RIGHT TO APPEAL

The parties are hereby notified of the right to appeal this Order within the time period set forth under Rules 3 and 4 of the Federal Rules of Appellate Procedure.